

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

DJAYGEE, INC.,)	
)	
Plaintiff,)	Civil Action No. 04-11135 NG
)	
v.)	
)	
NATIONAL HOCKEY LEAGUE, NHL ENTERPRISES,)	
INC. and NHL ENTERPRISES, L.P.,)	
)	
Defendants.)	
)	

**DEFENDANTS' CERTIFICATION
PURSUANT TO LOCAL RULE 16.1(D)(3)**

Pursuant to Rule 16.1(D)(3) of the Local Rules of the United States District Court for the District of Massachusetts, Defendants National Hockey League, NHL Enterprises, Inc., and NHL Enterprises, L.P. and their counsel hereby certify that they have conferred: (1) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of litigation; and (2) to consider the resolution of this litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

NATIONAL HOCKEY LEAGUE,
NHL ENTERPRISES, INC. and
NHL ENTERPRISES, L.P.,

Counsel for Defendants.

/s/ Thomas H. Prochnow

Thomas H. Prochnow, Esq.
on behalf of
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/s/ Lorin L. Reisner

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Dated: November 29, 2004